

# House File 581 - Enrolled

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HOUSE FILE 581

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1 3 AN ACT  
1 4 RELATING TO INTERSTATE NATURAL GAS PIPELINES INCLUDING  
1 5 REQUIREMENTS REGARDING CONSTRUCTION, OPERATION, AND  
1 6 MAINTENANCE, APPLICABLE PENALTIES AND RESULTANT DAMAGES,  
1 7 AND EASEMENTS.

1 8  
1 9 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 10  
1 11 Section 1. Section 306A.3, unnumbered paragraph 2, Code  
1 12 2005, is amended to read as follows:  
1 13 The department shall adopt rules, pursuant to chapter 17A,  
1 14 embodying a utility accommodation policy which imposes  
1 15 reasonable restrictions on placements occurring on or after  
1 16 the effective date of the rules, on primary road rights-of-  
1 17 way. The rules may require utilities to give notice to the  
1 18 department prior to installation of a utility system on a  
1 19 primary road right-of-way and obtain prior permission from the  
1 20 department for the proposed installation. The rules shall  
1 21 recognize emergency situations and the need for immediate  
1 22 installation of service extensions subject to the standards  
1 23 adopted by the department and the utilities board. The rules  
1 24 shall be no less stringent than the standards adopted by the  
1 25 utilities board pursuant to chapters 478, 479, ~~479A~~, and 479B.  
1 26 This paragraph shall not be construed as granting the  
1 27 department authority which has been expressly granted to the  
1 28 utilities board to determine the route of utility  
1 29 installations. If the department requires a utility company  
1 30 permit, the department shall be required to act upon the  
1 31 permit application within thirty days of its filing. In cases  
1 32 of federal-aid highway projects on nonprimary highways, the  
1 33 local authority with jurisdiction over the highway and the  
1 34 department shall comply with all federal regulations and  
1 35 statutes regarding utility accommodation.

2 1 Sec. 2. Section 479A.1, Code 2005, is amended to read as  
2 2 follows:

2 3 479A.1 PURPOSE.

2 4 It is the purpose of the general assembly in enacting this  
2 5 law to confer upon the utilities board the power and authority  
2 6 ~~to implement certain controls over the transportation of~~  
2 7 ~~natural gas to protect landowners and tenants from~~  
2 8 ~~environmental or economic damages which may result from the~~  
2 9 ~~construction, operation, or maintenance of a pipeline within~~  
2 10 ~~the state. It is also the purpose of the general assembly in~~  
2 11 ~~enacting this law to provide for the board to act as an agent~~  
2 12 ~~for the federal government in determining pipeline company~~  
2 13 ~~compliance with the standards of the federal government for~~  
2 14 ~~pipelines within the boundaries of the state.~~

2 15 Sec. 3. Sections 479A.3, 479A.5, 479A.6, 479A.8, 479A.10,  
2 16 479A.12 through 479A.17, and 479A.19 through 479A.28, Code  
2 17 2005, are repealed.

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2 21 \_\_\_\_\_  
2 22 CHRISTOPHER C. RANTS  
2 23 Speaker of the House

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2 25 \_\_\_\_\_  
2 26 JOHN P. KIBBIE  
2 27 President of the Senate

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2 29 I hereby certify that this bill originated in the House and  
2 30 is known as House File 581, Eighty-first General Assembly.

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2 33 \_\_\_\_\_  
2 34 MARGARET THOMSON  
2 35 Chief Clerk of the House

3 1 Approved \_\_\_\_\_, 2005

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3 4 \_\_\_\_\_  
3 5 THOMAS J. VILSACK

